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<b>O I DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b> <small>PATENT &amp; TRADEMARK OFFICE</small> <small>JUN 1 0 2002</small> <small>Declaration Submitted with Initial Filing</small>		<b>Attorney Docket Number</b> 50018A <b>First Named Inventor</b> Pascal <b>COMPLETE IF KNOWN</b> <b>Application Number</b> 10/087,167 <b>Filing Date</b> 03/01/2002 <b>Art Unit</b> 1638 <b>Examiner Name</b>
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As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original and first inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Control of Gene Expression in Plants

(Title of the Invention)

the specification of which

 is attached hereto

OR

 was filed on (MM/DD/YYYY) 03/01/2002 as United States Application Number or PCT InternationalApplication Number 10/087,167 and was amended on (MM/DD/YYYY)   (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached? YES	Certified Copy Attached? NO
			<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

 Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 21 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

## DECLARATION — Utility or Design Patent Application

Direct all correspondence to:  Customer Number  OR  Correspondence address below  
or Bar Code Label

Name

Address

City

State

ZIP

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:  A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])	Erica J.			Family Name or Surname	Pascal
Inventor's Signature	<i>Erica J. Pascal</i>			31/05/02	
Residence: City	San Diego	State	CA	Country	USA
	<i>Row 51 Apt 101</i>				Citizenship

Mailing Address

City	San Diego	State	CA	ZIP	92121	Country	USA
------	-----------	-------	----	-----	-------	---------	-----

NAME OF SECOND INVENTOR:  A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])	Scott A.			Family Name or Surname	Valentine
Inventor's Signature	<i>Scott A. Valentine</i>			Date	
Residence: City	Wake Forest	State	NC	Country	USA
					Citizenship

3054 Cornwallis Road

Mailing Address

City	Research Triangle Park	State	NC	ZIP	27709	Country	USA
------	------------------------	-------	----	-----	-------	---------	-----

Additional inventors are being named on the  supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

## DECLARATION — Utility or Design Patent Application

Direct all correspondence to:  Customer Number: 22857 OR  Correspondence address below

Name

Address

City

State

ZIP

Country

Telephone

Fax

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**NAME OF SOLE OR FIRST INVENTOR :**  A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])	Erica J.	Family Name or Surname	Pascal
---	----------	---------------------------	--------

Inventor's  
Signature

Date

San Diego

CA

USA

USA

Residence: City

State

Country

Citizenship

3115 Merryfield Road

Mailing Address

San Diego	CA	92121	USA
City	State	ZIP	Country

**NAME OF SECOND INVENTOR:**  A petition has been filed for this unsigned inventor

Given Name (first and middle [if any])	Scott A.	Family Name or Surname	Valentine
---	----------	---------------------------	-----------

Inventor's  
Signature

Date

5/2/02

Wake Forest

NC

USA

USA

Residence: City

State

Country

Citizenship

3054 Cornwallis Road

Mailing Address

Research Triangle Park	NC	27709	USA
City	State	ZIP	Country

Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.



10007367 - 102401

PTO/SB/02A (10-00)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

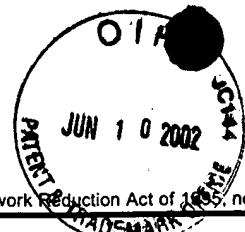
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## DECLARATION

### ADDITIONAL INVENTOR(S) Supplemental Sheet Page 1 of 1

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Jeffrey A. Given Name		Brown Family Name or Surname	
Inventor's Signature		5/1/02 Date	
Durham Residence: City	NC State	USA Country	USA Citizenship
3054 Cornwallis Road 519 Till Oaks Drive 27713 5/1/02 Mailing Address			
Mailing Address		DURHAM 27713 5/1/02 Research Triangle Park City	
27709 ZIP		USA Country	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Adam S. Given Name		Cockrell Family Name or Surname	
Inventor's Signature		5/1/02 Date	
Durham Residence: City	NC State	USA Country	USA Citizenship
2219 Gablefield Lane Mailing Address			
Mailing Address		Durham City	
NC State		27713 ZIP	USA Country
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Brian D. Given Name		Johnson Family Name or Surname	
Inventor's Signature		5/1/02 Date	
Cary Residence: City	NC State	USA Country	USA Citizenship
3054 Cornwallis Road Mailing Address			
Mailing Address		Research Triangle Park City	
NC State		27709 ZIP	USA Country

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ADDITIONAL INVENTOR(S)  
Supplemental Sheet  
Page 1 of 1

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Jeffrey A. Given Name		Brown Family Name or Surname	
Inventor's Signature			
Durham Residence: City	NC State	USA Country	Date USA Citizenship
3054 Cornwallis Road Mailing Address			
Mailing Address Research Triangle Park City      NC      State      ZIP      USA Country			
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Mailing Address Durham City      NC      State      ZIP      USA Country			
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Brian D. Given Name		Johnson Family Name or Surname	
Inventor's Signature			
Cary Residence: City	NC State	USA Country	Date USA Citizenship
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Mailing Address Research Triangle Park City      NC      State      ZIP      USA Country			

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION (37 CFR 1.63)**

Declaration submitted with Initial Filing

OR

Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16 (e)) required)

Attorney Docket Number 50018A

First Named Inventor Pascal

**COMPLETE IF KNOWN**

Application Number 10/087,167

Filing Date 03/01/2002

Art Unit 1638

Examiner Name

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION**  
(37 CFR 1.63)

JUN 10 2002

Declaration  
Submitted  
with Initial  
Filing

OR

Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

Attorney Docket Number	50018A
First Named Inventor	Pascal
<b>COMPLETE IF KNOWN</b>	
Application Number	10/087,167
Filing Date	03/01/2002
Art Unit	1638
Examiner Name	

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			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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NAME OF SOLE OR FIRST INVENTOR:  A petition has been filed for this unsigned inventor

Erica J.

Given Name  
(first and middle [if any])

Pascal

Family Name  
or SurnameInventor's  
Signature

Date

San Diego

CA

USA

USA

Residence: City

State

Country

Citizenship

3115 Merryfield Road

Mailing Address

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CA

92121

USA

City

State

ZIP

Country

NAME OF SECOND INVENTOR:

 A petition has been filed for this unsigned inventor

Scott A.

Given Name  
(first and middle [if any])

Valentine

Family Name  
or SurnameInventor's  
Signature

Date

Wake Forest

NC

USA

USA

Residence: City

State

Country

Citizenship

3054 Cornwallis Road

Mailing Address

Research Triangle Park

NC

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100-7467-102401

PTC-SB/02A (10-00)

Approved for use through 10/31/2002. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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## DECLARATION

### ADDITIONAL INVENTOR(S)

#### Supplemental Sheet

Page 1 of 1

Name of Additional Joint Inventor, if any:

A petition has been filed for this unsigned inventor

Jeffrey A.

Brown

Given Name

Family Name or Surname

Inventor's Signature

Date

Durham

NC

USA

USA

Residence: City

State

Country

Citizenship

3054 Cornwallis Road

Mailing Address

Mailing Address

Research Triangle Park

NC  
State

27709  
ZIP

USA  
Country

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A petition has been filed for this unsigned inventor

Adam S.

Cockrell

Given Name

Family Name or Surname

Inventor's Signature

Date

Durham

NC

USA

USA

Residence: City

State

Country

Citizenship

2219 Gablefield Lane

Mailing Address

Mailing Address

Durham

NC

27713

USA

City

State

ZIP

Country

Name of Additional Joint Inventor, if any:

A petition has been filed for this unsigned inventor

Brian D.

Johnson

Given Name

Family Name or Surname

Inventor's Signature

Date

Cary

NC

USA

USA

Residence: City

State

Country

Citizenship

3054 Cornwallis Road

Mailing Address

Mailing Address

Research Triangle Park

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